

## CHAPTER 87

### HUMAN TRAFFICKING — PENALTIES — JUDGMENT AND SENTENCING PROCEDURES

H.F. 630

**AN ACT** relating to human trafficking and providing penalties.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. [Section 710A.2](#), Code 2023, is amended to read as follows:

#### **710A.2 Human trafficking.**

1. A person who knowingly engages in human trafficking is guilty of a class “D” “B” felony, except that if the victim is under the age of eighteen, the person is guilty of a class “C” “A” felony.

2. A person who knowingly engages in human trafficking by causing or threatening to cause serious physical injury to another person is guilty of a class “C” “A” felony, ~~except that if the victim is under the age of eighteen, the person is guilty of a class “B” felony.~~

3. A person who knowingly engages in human trafficking by physically restraining or threatening to physically restrain another person is guilty of a class “D” “B” felony, except that if the victim is under the age of eighteen, the person is guilty of a class “C” “A” felony.

4. A person who knowingly engages in human trafficking by soliciting services or benefiting from the services of a victim is guilty of a class “D” “B” felony, except that if the victim is under the age of eighteen, the person is guilty of a class “C” “A” felony.

5. A person who knowingly engages in human trafficking by abusing or threatening to abuse the law or legal process is guilty of a class “D” “B” felony, except that if the victim is under the age of eighteen, the person is guilty of a class “C” “A” felony.

6. A person who knowingly engages in human trafficking by knowingly destroying, concealing, removing, confiscating, or possessing any actual or purported government identification of another person is guilty of a class “D” “B” felony, except if that other person is under the age of eighteen, the person is guilty of a class “C” “A” felony.

7. A person who benefits financially or by receiving anything of value from knowing participation in human trafficking is guilty of a class “D” “B” felony, except that if the victim is under the age of eighteen, the person is guilty of a class “C” “A” felony.

8. A person who knowingly engages in human trafficking by knowingly providing or facilitating the provision of a forged, altered, or fraudulent license purportedly issued pursuant to [chapter 152C](#) or [157](#), or a forged, altered, or fraudulent government identification to another person, to force, coerce, entice, assist, facilitate, or permit the other person to perform labor or services is guilty of ~~an aggravated misdemeanor~~ a class “D” felony, except if that other person is under the age of eighteen, the person is guilty of a class “D” “B” felony.

9. A person who knowingly engages in human trafficking by knowingly forcing, coercing, enticing, assisting, facilitating, or permitting another person in possession of a forged, altered, or fraudulent license purportedly issued pursuant to [chapter 152C](#) or [157](#), or a forged, altered, or fraudulent government identification, to produce such license or government identification upon request of a peace officer pursuant to [section 152C.5B](#) or [157.4A](#), is guilty of ~~an aggravated misdemeanor~~ a class “D” felony, except if that other person is under the age of eighteen, the person is guilty of a class “D” “B” felony.

10. A person’s ignorance of the age of the victim or a belief that the victim was older is not a defense to a violation of [this section](#).

11. A person who is found guilty, ~~or who enters a plea of guilty, receives a deferred judgment, or receives a deferred or suspended sentence for~~ to a violation of [this chapter](#) shall be ineligible for a license pursuant to [chapter 152C](#) or [157](#) for a period of not less than five years from the date of conviction, plea, judgment, or sentence.

12. A person who is sentenced under the provisions of [this section](#) shall not be eligible for a deferred judgment or a deferred or suspended sentence.

Sec. 2. [Section 907.3, subsection 1](#), paragraph a, Code 2023, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (15) The offense is a violation of [section 710A.2](#).

Sec. 3. [Section 907.3, subsection 2](#), paragraph a, Code 2023, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (9) The offense is a violation of [section 710A.2](#).

Sec. 4. [Section 907.3, subsection 3](#), Code 2023, is amended by adding the following new paragraph:

NEW PARAGRAPH. *h.* A sentence imposed pursuant to [section 710A.2](#).

Approved May 16, 2023